

United States District Court
District of New Hampshire

NOTE: This document is intended for internal use by the Clerk' s Office staff. The summary below is not comprehensive and is only intended to provide general guidance regarding the Local Rule changes effective January 1, 2003. Counsel and pro se litigants should not rely on the contents of this document and are responsible to consult the Local Rules and the Federal Rules of Civil and Criminal Procedure.

SUMMARY OF LOCAL RULE CHANGES - 2003	
CIVIL	
RULE	CHANGE
1.1(b), General	Changed “ amended” date to January 1, 2003.
4.3(d)(1)(A), Pro se filings	If filing fee is paid by pro se litigant, summons to issue without awaiting subject matter review decision by the magistrate. Exception to this rule when the fee is paid by a pro se prisoner, which still requires delay in the issuance of a summons pending magistrate review under 28 U.S.C. 1915(e)(2).
4.4, Payment of fees	Deleted “ other than complaint” as an exception to the prepay rule. Complaint must be accompanied by filing fee or in forma pauperis motion. Under prior rule, Clerk's Office could docket without filing fee and would allow 30 days to cure before issuing order of dismissal.
6.1, Computation of Time	NEW SECTION * If served by mail, by copy to clerk of court or by other means (including electronically) with written consent, response date determined under Fed. R. Civ. P. 6(a) and (e). Three days referenced in Rule 6(e) includes weekends and holidays. * If served in hand or abode, response time determined under Fed. R. Civ. P. 6(a). Rule 6(e) does not apply.
7.1(b), Time for Responses	Date for responding to motion changed from date the motion was “ filed” to the date “ served” .
7.1(e)(1),(2), (3), Reply or Surreply	Date for providing a reply or surreply changed from the date of “ filing” to the date of “ service” .

SUMMARY OF LOCAL RULE CHANGES - 2003

CIVIL

RULE	CHANGE
7.2(c), Motions to Strike	Date for filing motion to strike materials appended to a pleading changed from date of "filing" to "service".
7.4, Habeas Corpus	Date for respondent to file written statement or dispositive motion changed from "filing" to "service" of answer.
7.5, Disclosure Statement	Changed title of rule, deleted sections redundant to Fed. R. Civ. P. 7.1, and added disclosure requirement for partnerships.
9.3, IDEA	Amended only to correct statutory citation.
16.2(d), Final Pretrial Statements, Objections	Date to submit specific objections changed from "filing" to "service" of final pretrial statement.
47.1, Juror Questionnaires	Clarified that petit jury questionnaires and lists will be available only to counsel, their agents and to pro se parties.
54.1(c), Bill of Costs, Objection	Date to submit objection changed from "filing" to "service".
54.1(f), Bill of Costs, Review	Date to submit motion challenging Clerk's taxation within 5 days thereafter changed from "filed" to "served".
67.4, Form of Payment Accepted	Changed "bank check" to "cashier's check".
83.2(b)(2), Pro Hac Vice Admission	Amended to make fee payable to the Clerk rather than the Library Fund.
83.5, DR-3(b), Discipline Imposed by Other Courts	Amended "shall" to "may" to allow court flexibility upon receipt of discipline from another court.
85.5, DR-8(a), Reinstatement	Clarified first sentence to make clear that the affidavit of compliance referred to the provisions of the suspension order.

CRIMINAL	
RULE	CHANGE
1.1(b), Effective	Changed amended date to January 1, 2003.
12.1, Motion Practice	Date for responding to motion changed from the date the motion was “ filed” to the date “ served” .
12.4, Disclosure Statement	Renumbered from LCrR 57.2 and 3 and amended due to creation of Fed. R. Crim. P 12.4 (effective 12/1/02). Retitled section from “ Corporation Disclosure Statement” and “ Organizational Victim” to “ Disclosure Statement. Changed filing date to date of initial appearance. Fed. R. Crim. P. 12.4(b)(1). Added requirement for disclosure by partnerships. Deleted sections from LCrR 57.2 and 3 that are now included within Fed. R. Crim. P. 12.4.
44.1(c), Assignment of Counsel	Added citation to CJA Panel Reference Manual (on web site) regarding requests to exceed.
45.1, Computation of Time	NEW SECTION * If served by mail, by copy to clerk of court or by other means (including electronically with written consent), response date determined under Fed. R. Crim. P. 45(a) and (c). Three days referenced in Rule 45(c) includes weekends and holidays. * If served in hand or abode, response time determined under Fed. R. Crim. P. 45(a). Rule 45(c) does not apply.
57.2, Corporation Disclosure Statement	Section stricken. Replaced by LCrR12.4.
57.3, Organizational Victim	Section stricken. Replaced by LCrR12.4.

FORMS	
FORM	CHANGE
Civil Form 1, Civil Case Management Deadlines	Revised to incorporate above changes (e.g. “ filed” v. “ served” ; prepayment requirement for new cases; partnership requirement for disclosure statement). Added deadline for “ Challenges to Expert Testimony” (as set by pretrial order but no later than 30 days prior to trial).

FORMS	
FORM	CHANGE
Civil Form 2, Sample Discovery Plan	Revised “ Witness and Exhibits” section to note that objections due 14 days after “ service” rather than “ filing” of Final Pretrial Statement.
Civil Form 3, Sample Disclosure Statement	Revised to reflect changes to LR 7.5 and Fed. R. Civ. P. 7.1 and to add partnership disclosure requirement.
Criminal Form 1, Criminal Case Deadlines	Revised to incorporate the above changes (e.g. “ filed” v. “ served”). Revised disclosure statement section to reflect new Local Rule number and new deadline for filing the disclosure statement on the date of the initial appearance.
Criminal Form 2, Sample Disclosure Statement	Revised to reflect changed local rule number (LCrR 57.2 and 57.3 to 12.4) and to include partnership disclosure requirement.
Criminal Form 3, Sample Organizational Victim Statement	Revised to reflect changed local rule number (LCrR 57.2 and 57.3 to 12.4) and to include partnership disclosure requirement.